

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re: | Application No. 10/589,630 |) | |
| | |) | |
| Filed: | May 21, 2007 |) | <i>Confirmation No. 9716</i> |
| | |) | |
| Applicant: | Andrew Michael HALLIDAY et al. |) | |
| | |) | |
| Title: | CARTRIDGE FOR THE PREPARATION OF BEVERAGES |) | This Response To Restriction Requirement was electronically filed on December 17, 2009 using EFS-Web. |
| | |) | |
| Art Unit: | 3742 |) | |
| | |) | |
| Examiner: | Daniel Leon ROBINSON |) | |
| | |) | |
| | |) | |
| Attorney Docket: | 1410/67667 |) | |
| | |) | |
| Customer No.: | 48940 |) | |

Mail Stop AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed November 17, 2009, Applicants respectfully submit the following.

Claims 1-21 are pending in the above-identified application. The Office Action requires election of one of the following species (as identified in the Office Action):

- Species A projections comprised of fibrils
- Species B projections comprised of surface irregularities
- Species C projections comprised of ribs
- Species D projections comprised of a rim

Application No. 10/589,630

RESPONSE TO RESTRICTION REQUIREMENT dated December 17, 2009

Reply to Office Action of November 17, 2009

Applicants hereby elect, with traverse, Species C, to microscopic projections comprised of ribs. Claims 1, 4 and 6-21 are readable on this species election.

Applicants traverse the rejection because what the Examiner has identified as Species D is not a type of microscopic projection. Instead, it is the location of the microscopic projection. Accordingly, it is respectfully submitted that claim 5 is also readable upon the election of Species C.

The Commissioner is hereby authorized to charge any additional fees which may be required with respect to this communication, or credit any overpayment, to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Dated: December 17, 2009

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